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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/562,344

Applicant: Kazuhiro SHIBATA

Filed: December 28, 2005

TC/AU: Unassigned

Examiner: Unassigned

Docket No.: 403579

Customer No.: 23548

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Missing Parts
Randolph Building
401 Dulany Street
Alexandria, VA 22314

REPLY TO NOTIFICATION OF DEFECTIVE RESPONSE

Sir:

In response to the Notification of Defective Response mailed May 18, 2006, a copy of which is attached, Applicant replies that there was no defect in the response. Rather, there was a defect in the records of the U.S. Patent and Trademark Office with regard to the international patent application from which the present U.S. application was filed pursuant to 35 U.S.C. 371.

The international application, PCT/JP2004/011256, was filed August 5, 2004 in the Japanese Patent Office as the Receiving Office. The international application identified two persons as the inventors. The international application was published, likewise identifying both persons as inventors.

However, during the international stage of the international patent application, the inventorship was corrected by removing the second person as a designated inventor for this patent application. The proper papers, copies of which are not available to the undersigned, were filed with WIPO to effect this correction. Upon the acceptance of this inventorship correction, a Notification of The Recording of a Change with respect to the international application was mailed by WIPO on November 4, 2005, to the Receiving Office and the designated Offices, which includes the U.S. Patent and Trademark Office. A copy of that

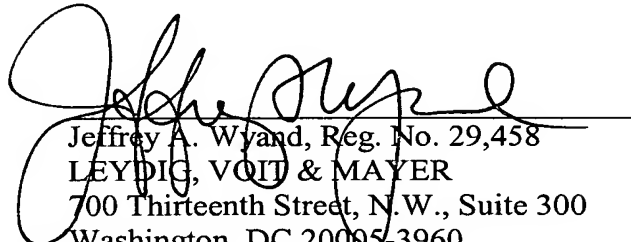
notification is attached. Also attached is the latest bibliographic data for the international patent application obtained from WIPO. These documents confirm that, in the international phase of the international patent application, one of the persons designated originally as an inventor has been deleted and that only a single inventor remains.

It was assumed, based upon the indication on the Form PCT/IB/306 mailed November 4, 2005, that the notification would have been received and recorded in the records of the United States Patent and Trademark Office, as a designated Office in advance of the lodging of the present U.S. patent application on December 28, 2005.

At the time of filing of the present U.S. patent application, only a single inventor was identified in the application data sheet filed with the patent application. Further, when the response to the notification of missing requirements was filed, the Declaration supplied correctly identified only one person as the inventor for this patent application. That identification and the declaration were completely in accordance with the international application at the time of the filing of the present U.S. patent application and at the time of the filing of the response to the Notification of Missing Requirements.

Accordingly, the Response filed April 18, 2006 was entirely correct and the Notification of Defective Response mailed May 18, 2006 was incorrect. Formal written notification that the response filed April 18, 2006 was correct and complete is respectfully requested.

Respectfully submitted,


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Date: May 25, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/562,344	Kazuhiro Shibata	403579/SKY

23548
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INTERNATIONAL APPLICATION NO.	
PCT/JP04/11256	
I.A. FILING DATE	PRIORITY DATE
08/05/2004	08/06/2003

CONFIRMATION NO. 4117

371 FORMALITIES LETTER



OC000000018785682

Date Mailed: 05/18/2006

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 12/28/2005
- English Translation of the IA filed on 12/28/2005
- Copy of the International Search Report filed on 12/28/2005
- Copy of IPE Report filed on 12/28/2005
- Preliminary Amendments filed on 12/28/2005
- Information Disclosure Statements filed on 12/28/2005
- Oath or Declaration filed on 04/18/2006
- Request for Immediate Examination filed on 12/28/2005
- U.S. Basic National Fees filed on 12/28/2005
- Priority Documents filed on 12/28/2005

Applicant's response filed 04/18/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 03/22/2006 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The second inventor identified on the international application is not on the declaration.

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/562,344	PCT/JP04/11256	403579/SKY

FORM PCT/DO/EO/916 (371 Formalities Notice)